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Date • Tuesday, February 09, 2010**Pages •** 03**Transmit To •** USPTO**Company/Firm •****Fax No. •** 1-571-273-8300**From •** Michael A. Beckett**Phone •** 312-781-6011**Fax •**

COMMENTS • ATTN: BPAI Oral Hearing Scheduled for February 11, 2010 (attached Request to Reschedule)

Serial No. 09/833,314

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**THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Appellants: Dupont et al.
Appl. No.: 09/833,314
Conf. No.: 4353
Filed: April 10, 2001
Title: CANNED FILLED PET FOOD
Art Unit: 1794
Examiner: Steven L. Weinstein
Docket No.: 3714652-239

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**APPELLANTS' REQUEST TO RESCHEDULE THE ORAL HEARING FOR APPEAL
NO. 2009-010871**

Chief Clerk of the Board:

Appellants submit herewith a Request To Reschedule the Oral Hearing currently scheduled for February 11, 2010 at 9:00 a.m. Appellants' representative for the Oral Hearing resides and works in Chicago, IL. Due to a winter storm moving through Chicago on Tuesday, February 9, 2010, 500+ flights have been canceled at O'Hare International Airport. The storm is predicted to last throughout Wednesday. In addition, a major snowstorm of up to 20+ inches is predicted to arrive in the Washington D.C. area from Tuesday, February 09, 2010 through Thursday, February 11, 2010. As a result, it is highly likely that all or most flights from Chicago to Washington D.C. will be cancelled. Moreover, by the time Appellants' representative finds out whether his flight on Wednesday evening will be delayed or cancelled, it will be too late to request a reschedule of the Oral Hearing.

Accordingly, Appellants respectfully request that the Oral Hearing for Appal No. 2009-010871 be rescheduled to the earliest possible future date.

Appl. No. 09/833,314

The Director is authorized to charge any additional fees that may be required, or to credit any overpayment to Deposit Account No. 02-1818. If such a withdrawal is made, please indicate the Attorney Docket No. 3714652-239 on the account statement.

Respectfully submitted,

K&L GATES LLP

BY 

Robert M. Barrett

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Dated: February 9, 2010